

88-24-1993 10:12AM

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Portland Environmental Technologies, Inc.
8 New England Executive Park
Burlington, Massachusetts 01803
Tel: 617/270-8888
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SUPERFUND RECORDS CTR	
Site:	New Bedford Harbor
Block:	10.9
Other:	

59540
P. 82

Portland

August 23, 1993

NBHS 120-363

Mr. Maurice Beaudoin P.E.
U.S. Army Corps of Engineers Field Office
103 Sawyer Street
New Bedford, MA 02746

re: New Bedford Harbor Hot Spot Cleanup - DACW45-92-C-0101
Impacts of Recent City of New Bedford Actions

Dear Mr. Beaudoin,

The August 19, 1993 City Council meeting of the City of New Bedford has prompted this correspondence. As you are aware, recent actions by the city council have raised issues that fall outside of any instruction or direction contained within Contract DACW45-92-C-0101 and such issues have the potential to impact cost and schedule. These issues must be addressed in a timely manner by Portland, the U.S. Army Corps of Engineers and the U.S. Environmental Protection Agency.

The first issue concerns the August 19, 1993 City Council meeting where Commonwealth Electric was denied a street opening permit for the upgrading of service to the Sawyer Street site. This matter is currently being reviewed by ComElectric attorneys and Portland is awaiting word from ComElectric as to how they intend to proceed on our request for service.

The second issue concerns the July 29, 1993 amendment to Chapter 15, Sec. 15-70, titled *Transportation of mechanism for incineration and water treatment*. This ordinance requires a permit from the mayor and city council, notification of transportation eight weeks prior to the date of shipment, and the holding of a public hearing prior to the granting of a permit. The penalty for each violation of the ordinance is three hundred dollars.

These issues (and future utility issues involving the City of New Bedford) have a high potential to disrupt the project schedule and impact Contractor cost. At this time Portland is seeking direction on how to proceed with delivery of water treatment plant equipment. This is of immediate concern as the water treatment plant equipment is scheduled for delivery starting on the 15th of September 1993.

Thank you for your attention. Please call me at 999-8584 if you have any questions.

Sincerely,

Mark C. Pelson

Mark C. Pelson
Site Project Manager

cc: Mark Otis, USACE
Robert G. Huie, Portland

Perland Environmental Technologies, Inc.
New Bedford Harbor Field Office
103 Sawyer Street
New Bedford, MA 02746
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120-361

TO:

Maurice Beaudoin
U.S.A.E.

DATE

8/20/93

SUBJECT

City Council -
Electric Service

MESSAGE

Dear Mr. Beaudoin:

Last evening the New Bedford City Council unanimously denied Comm Electric's petition to supply underground electric service to the Summer St. site. Ward Golden of the petitioning division of Comm Electric informed me today that the City Council refused to furnish written documentation for their reasons for denial, insisting that the decision was made at an open hearing & they are not obligated to document their reasons.

Comm Elec. is taking the position that they are obligated to the customer to supply service. Their legal department has left it up to the local management, Dennis Perry of the

SIGNED

BY

Petitioning division, to work with us on pursuing this matter. Mr. Perry will contact me Monday morning.

Sincerely,

Lauren Adams

cc: Mr. Pelzer